United Nations S/AC.37/2002/11

Security Council

Distr.: General
17 April 2002

Original: English

Security Council Committee established pursuant to resolution 1267 (1999)

Note verbale dated 15 April 2002 from the Permanent Mission of Germany to the United Nations addressed to the Committee

The Permanent Mission of Germany to the United Nations presents its compliments to the Security Council Committee established pursuant to resolution 1267 (1999) and has the honour to communicate the following:

In paragraph 2 (a) of resolution 1390 (2002) the Security Council decided that all States shall impose the financial sanctions described therein with respect to Usama bin Laden, members of the Al-Qaida organization and the Taliban and other individuals, groups, undertakings and entities associated with them.

As a State member of the European Communities (EC), Germany, along with the other EC member States, implements the embargoes imposed by the United Nations within the scope of the Common Foreign and Security Policy. The basis for this cooperation is provided by articles 301, 308 and 60 of the EC Treaty.

On the basis of these legal provisions, the States members of the European Community had already implemented the sanctions imposed by Security Council resolutions 1267 (1999) and 1333 (2000), which have now been modified by resolution 1390 (2002). The instrument for this was regulation (EC) No. 467/2001 (last amended by regulation No. 362/2002 of 27 February 2002), whose area of application is updated in line with decisions by the Security Council and the Committee established under resolution 1267 (1999).

The States members of the European Communities are currently discussing the measures necessary to implement Security Council resolution 1390 (2002) in the competent bodies; a regulation is being prepared, which will repeal regulation (EC) No. 467/2001 and translate the modifications to the sanctions regime into European law.

Regulation (EC) No. 467/2001 will remain in force until this new regulation is adopted, thus ensuring that there is no period of time during which the targets of United Nations financial sanctions specified by the Committee under resolution 1267 (1999) are not the subjects of corresponding financial sanctions by the European Community.

02-34313 (E) 220402